

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Social Welfare – Issue of Jambavulu (SC) Caste Certificate - Appeal Petition filed by Sri Vagamure Sankar Dev Patel & 3 others, Prakasam District against the Proceedings dated: 12-04-2007 of the District Collector, Anantapur – Appeal rejected – Orders Issued.

SOCIAL WELFARE (C.V-I) DEPARTMENT

G.O.Ms.No: 56

Dated: 05-07-2010.

Read the following:

1. Proceedings of the District Collector, Anantapur, Rc. MC3/5308/2006, dated: 12.4.2007
2. Appeal Petition filed by Sri Vagamure Sankar Dev Patel, Giddalur Village & Mandal, Prakasam District, Dated: 14.5.2007.
3. Government Memo No. 3184/CV-1/2007-1, S.W.Dept., Dated: 23-05-2007.
4. From the District Collector, Anantapur, Letter No. Rc. MC3/6462/2009, Dated: 17-03-2010.

ORDER:

Sri V.Sankar Dev Patel and 3 others of same family, R/o Giddalur Village & Mandal Prakasam District have applied to the Revenue Divisional Officer, Anantapur for issue of “Jambavulu” Scheduled Caste Certificate to them. The RDO, Anantapur has enquired locally and also got the matter enquired into by the MRO, Uravakonda and ascertained from the Uravakonda village elders that, the applicants or their parents are not residing in the said village for the last 15 years and that their relatives belongs to Budubukkala by Caste which comes under B.C Community and also that there are no “Jambavulu” Caste people in that Village and hence it was endorsed by the RDO, Anantapur rejecting the request of the applicants that they belongs to Jambavulu and issued orders with his Endorsement Rc.No.C/175/2001, dated: 15-09-2006, that they do not belongs to Jambavulu, a Sub-Caste of Scheduled Castes.

Aggrieved by the orders of the Revenue Divisional Officer, Anantapur, the applicants have filed an appeal before the District Collector, Anantapur on 25-09-2006 and requested to issue “Jambavulu”, Scheduled Caste Certificate. The District Collector, Anantapur has conducted an enquiry and confirmed the orders of the Revenue Divisional Officer, Anantapur and issued proceedings Rc. MC3/5308/2006, dated: 12.4.2007 against the appellants informing that they do not belongs to “Jambavulu” a Sub-Caste of Scheduled Castes, but they belongs to Budabukkala, which falls under Backward Classes Community.

Aggrieved by the Proceedings of the District Collector, Anantapur, Sri Vagmure Sankar Dev Patel, Field Assistant, Junior Civil Judge Court, Giddalur Mandal, Prakasam District and 3 others have filed an appeal petition before the Government on 30-04-2007 vide reference 2nd read above, to consider all previous official records and statements, such as their Grandfather's Service Register in which his cast was mentioned as Jambavulu Scheduled Caste, and the Caste Certificate of their father who studied and appointed under scheduled Caste Quota, the dispatch register of Revenue Divisional Office and Tahsildar vide Dis.No.3105/91 (H) & Rc.No.408/1991 and report of the Tahsildar, Revenue Inspector of Uravakonda, statement of village Secretary, Uravakonda. They have also requested to consider their receipts of House tax, ration card and voter list of Uravakonda village and Mandal to issue the Jambavulu Scheduled Caste Certificate.

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The Government have admitted the appeal petition and the District Collector, Anantapur was requested vide reference 3rd read above to examine and furnish a detailed report to the Government.

The District Collector, Anantapur vide reference 4th read above has furnished a report to the Government on the appeal petition of Sri Sankar Dev Patel and 3 others. The District Collector, Anantapur has stated that notices were issued to the appellants to attend before the District Collector along with the relevant documents on 07-04-2007 for hearing the case. The appellants have attended the hearing and deposed that they were migrated from Bellary, Karnataka State to Uravakonda in Anantapur District and presently they are residing at Giddalur Village & Mandal, Prakasam District as one of the appellants is working as Field Assistant in Junior Civil Judge Court and his daughter Kum.V.Yogeswari Jambav who applied for the same Caste Certificate has studied up to 10th class at Giddalur village. At the time of enquiry, they have not produced originals for evidence, but furnished the following:

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| 1. V.Sankar Dev Patel,
Appellant No.1 | -Caste Certificate issued on 10-11-1992.
- Degree Transfer Certificate
- 1 st page of Service Register |
| 2. Budabukkala Hanumanthu
Father of the appellant No.1 | - School Transfer Certificate
- 1 st page of Service Register |
| 3. V.Yogeswari Jambav
Appellant No.3 | - School T.C., issued by Z.P. Girls High
School, Giddalur, Prakasam District. |

The District Collector, Anantapur has examined the case with reference to the available material. The appellants have not produced the relevant documents in support of their claim and that the burden of proof lies on the claimants' u/s 6 of the Act No.16 of 1993. The appellants have also not produced the certificates in original for verification. The applicants' caste cannot determine in respect of issuance of caste certificates.

The case was taken up by the Government for final hearing on 06-05-2010, and that the appellants were present.

The Government, after careful examination of the Proceedings of the District Collector, Anantapur issued in Rc. MC3/5308/2006, dated: 12.4.2007 and material available on record with the Government, it is observed that Sri V.Sankar Dev Patel and 3 others of Prakasam District do not belongs to Jambavulu Caste and they were migrated from Bellary, Karnataka State to Uravakonda in Anantapur District. The Government in exercise of the powers conferred under section 7 of the Act No.16 of 1993 hereby reject the appeal petition filed by Sri V.Sankar Dev Patel and 3 others, Giddalur Village & Mandal, Prakasam District for issue of Jambavulu Scheduled Caste Certificate and up hold the Proceedings of the District Collector, Anantapur issued vide Rc. MC3/5308/2006, dated: 12-04-2007.

[Contd.....3]

The District Collector, Anantapur is requested to take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.REYMOND PETER
Principal Secretary to Government

To
The District Collector,
Anantapur.

Sri Vagamure Sankar Dev Patel, S/o. B.Hanumanthu,
Smt.V.Padmavathi Bai, W/o. Vagamure Sankar Dev Patel
Sri Vagamure Buddadev Patel, S/o. Vagamure Sankar Dev Patel
Kum.V.Yogeswari Jambav, D/o. Vagamure Sankar Dev Patel
All are R/o.H.No.9-3-130, Indiranagar
Uravakonda Village & Mandal,
Anantapur District.

Sri Vagamure Sankar Dev Patel, S/o. B.Hanumanthu,
R/o H.No.8/17/97, Giddalur, Prakasam District.

Sri Vagamure Sankar Dev Patel, S/o. B.Hanumanthu,
Field Assistant, Junior Civil Judge Court,
Giddalur, Prakasam District.

Copy to:

The P.S to Hon'ble M (SW),
The P.S to Prl. Secretary (SW) (FAC)
SF/SC

//Forwarded: by Order//

Section Officer